

Message Text

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ACTION OES-05

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E.O. 11652: N/A

TAGS: TPHY, OCLR, CA

SUBJECT: EXPERIMENTAL BALLON FLIGHTS

REF: DEPT A-3629

FOR OES/SCI/SA-MORRIS

NSF FOR DR. TESI

1. AT MEETING WITH CONCERNED PARTIES JUNE 2, FOLLOWING
TEXTUAL CHANGES PROPOSED IN MEMORANDUM OF UNDERSTANDING
WHICH WOULD COVER NSBF LAUNCHES IF MOU DETERMINED TO BE NECESSARY:

A. PREAMBULAR PARA- AFTER NATIONAL RESEARCH COUNCIL OF CANADA

INSERT: "(HEREINAFTER REFERRED TO AS NRC)". RATIONALE: EVIDENT.

B. PREAMBULAR PARA- AFTER ATMOSPHERIC ENVIRONMENT SERVICE

INSERT: "(HEREINAFTER REFERRED TO AS AWS)". RATIONALE: EVIDENT.

C. PREAMBULAR PARA- AT PRESENT END OF FIRST SENTENCE, INSERT:

"AND IS SUBJECT TO THE EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF
CANADA AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA AUTHORIZING
THE PROGRAM HERINAFTER DESCRIBED (U.S. NOTE NO. AND
DATE AND EXTERNAL AFFAIRS NOTE NO. AND DATE)" RATIONALE:

EVIDENT. CANADIAN GOVERNMENT SUBORDINATE AGENCIES CANNOT
SIGN MEMORANDUM OF UNDERSTANDING WITHOUT PRIOR GOVERNMENTAL
AGREEMENT.

D. ARTICLE IV- INSERT FOLLOWING PREAMBULAR PHRASE

BEFORE START OF PRESENT FIRST SENTENCE" "IN CONSIDERATION OF
THE COOPERATIVE NATURE OF THE PROGRAM, ". RATIONALE: THIS

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PROVIDES JUSTIFIABLE BASIS FOR DIFFERENCE IN OPERATIONAL COST

OF \$6,000 PER LAUNCH FOR PRESENT SERIES AND CURRENT COST FOR PALESTINE.

E. ARTICLE IV- AT THE END OF THE LAST SENTENCE OF PRESENT ARTICLE IV, ADD THE FOLLOWING: "AT AN ESTIMATED COST OF (DOLLARS WILL BE INSERTED) EACH FOR THE AES FLIGHTS." RATIONALE: NSBF NOW HAS FIRM COST ESTIMATES FOR BOTH BALLOONS AND HELIUM.

F. ARTICLE IV- AT THE END OF THE LAST SENTENCE IN ARTICLE IV AS AMENDED INSERT THE FOLLOWING NEW SENTENCE: "THE TOTAL ESTIMATED COSTS ARE...(DOLLARS WILL BE INSERTED) AND ANY CHARGES IN EXCESS OF THIS AMOUNT SHALL BE SUBJECT TO MUTUAL AGREEMENT." RATIONALE: IT IS NOW POSSIBLE TO ESTIMATE TOTAL COSTS FOR THE FLIGHT SERIES AND THIS PROVIDES DESIRABLE BUDGETARY CONTROL.

G. INSERT NEW ARTICLE X TO READ AS FOLLOWS: "THE DEPARTMENT OF SUPPLY AND SERVICES OF THE GOVERNMENT OF CANADA IS AUTHORIZED TO EXECUTE THIS DOCUMENT ON BEHALF OF THE NRC AND AES AND (...) IS SIMILARLY AUTHORIZED TO EXECUTE THIS DOCUMENT FOR THE NSF."

H. ARTICLE II, PARA 1- DELETE WORD "DIPLOAMTIC." RATIONALE: AES CANNOT OBTAIN DIPLOMATIC CLEARANCE.

I. ARTICLE II, PARA 6 AND ARTICLE III, PARA 4- DELETE IN THEIR ENTIRETY RENUMBERING SUCCEEDING SUBPARAS AND REPLACE DELETED SUBPARAS WITH FOLLOWING NEW ARTICLE LOCATED AS CONSIDERED APPROPRIATE IN MOU: "DEPARTMENT OF SUPPLY AND SERVICE OF THE GOVERNMENT OF CANADA WILL REIMBURSE THE NSBF FOR ALL COSTS IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE IV."

2. TEXT OF PROPOSED DIPLOMATIC NOTE WHICH MAY SERVE TO SATISFY BOTH INTERGOVERNMENTAL REQUIREMENT AND MOUR REQUIREMENTS FOLLOWS BY SEPTTEL.
PORTER

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